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DATE: November 30, 2005

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TO: United States Patent and Trademark Office  
COMPANY: Examiner Richard R. Shaffer, Art Unit 3733

FAX NUMBER: 571-273-8300  
PHONE NUMBER:

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RE: Response to Restriction Requirement, Serial No. 10/631,241 to J. Kenneth Burkus et al.

COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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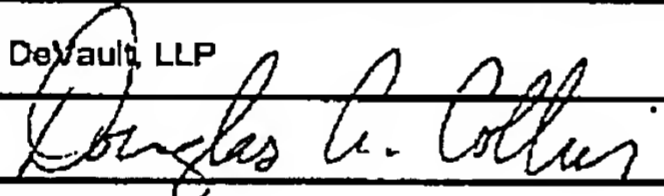
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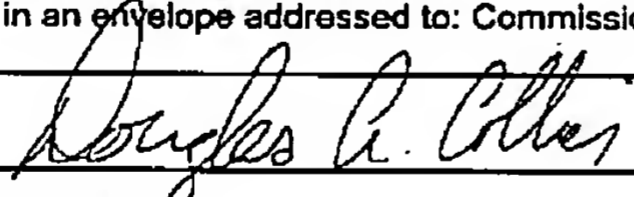
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/631,241	
	Filing Date	July 31, 2003	
	First Named Inventor	J. Kenneth Burkus	
	Art Unit	3733	
	Examiner Name	Richard R. Shaffer	
Total Number of Pages In This Submission	3	Attorney Docket Number	MSDI-132/PC361.16

ENCLOSURES (Check all that apply)		
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Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Krieg Devault, LLP		
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Printed name	Douglas A. Collier		
Date	November 30, 2005	Reg. No.	43,556

CERTIFICATE OF TRANSMISSION/MAILING			
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of:	)	Before the Examiner:
J. Kenneth Burkus et al.	)	Richard R. Shaffer
	)	
Application Serial No. 10/631,241	)	Group Art Unit: 3733
	)	
Filed: July 31, 2003	)	Ref. No.: MSDI-132/PC361.16
	)	
METHODS AND INSTRUMENTATION	)	November 30, 2005
FOR VERTEBRAL INTERBODY FUSION)	)	

**RESPONSE TO RESTRICTION REQUIREMENT UNDER 35 U.S.C. § 121**

Commissioner for Patents  
P.O. Box 1450  
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Sir:

In response to the Restriction Requirement dated October 31, 2005, please enter and consider the following remarks. No extensions of time or fees are believed due. However, please provide any extensions of time that may be necessary and charge any fees which may be necessary to Deposit Account No. 12- 2424, but not to include any payment of issue fees.

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Douglas A. Collier  
Name of Registered Representative

*Douglas A. Collier*  
Signature

November 30, 2005  
Date of Signature

Response to Restriction Requirement  
Serial. No. 10/631,241  
Atty. Docket No. 4002-3366/PC361.16  
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